

Whereas the University of Michigan does not have racial quotas for admission, and instead uses many factors to select students, including race, social and economic background, geographic origin, athletic ability, and a relationship to alumni, as well as test scores, grades, and essay scores;

Whereas all of those factors help the University of Michigan select a diverse well-rounded student body that is not just racially diverse, but economically and geographically diverse; and

Whereas the University of Michigan's admissions policy so far has been upheld as constitutional by the United States Court of Appeals for the Sixth Circuit, in the case of *Gutter v. Bollinger*, 288 F.3d 732 (6th Cir. 2002); Now, therefore, be it

Resolved, that the Senate—

(1) strongly supports the decision of the United States Court of Appeals for the Sixth Circuit, in the case of *Gutter v. Bollinger*; and

(2) authorizes and instructs the Senate Legal Counsel to appear as *amicus curiae* in that case, in the name of the Senate, to defend the constitutionality of the University of Michigan's admissions policy to ensure a diverse student body.

AMENDMENTS SUBMITTED & PROPOSED

SA 4. Mr. LUGAR submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table.

SA 5. Mrs. CLINTON submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 6. Mr. COLEMAN (for himself and Mr. DAYTON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 7. Mr. GRAHAM, of Florida (for himself, Mr. NELSON, of Florida, and Mr. VOINOVICH) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 8. Mr. BYRD (for himself and Mr. ROCKEFELLER) proposed an amendment to the joint resolution H.J. Res. 2, supra.

SA 9. Mr. KERRY (for himself, Mr. KENNEDY, Mr. SCHUMER, and Mrs. CLINTON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 10. Mr. NELSON, of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 11. Mr. NELSON, of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 12. Mr. NELSON, of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 13. Mr. KENNEDY (for himself, Mr. DASCHLE, Mr. DODD, Mr. REED, Mr. BINGAMAN, Mrs. MURRAY, Mrs. CLINTON, Ms. MIKULSKI, Mr. JEFFORDS, Mr. SCHUMER, Mr. LAUTENBERG, Mr. SARBANES, Mr. JOHNSON, and Mr. KOHL) proposed an amendment to the joint resolution H.J. Res. 2, supra.

SA 14. Mr. GRAHAM, of Florida (for himself and Mr. NELSON, of Florida) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 15. Mr. GRAHAM, of Florida (for himself and Mr. NELSON, of Florida) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 16. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 17. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 18. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 19. Mr. GREGG proposed an amendment to the joint resolution H.J. Res. 2, supra.

SA 20. Ms. SNOWE submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 21. Ms. SNOWE submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 22. Mr. MCCAIN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 23. Mr. GRASSLEY (for himself and Mr. BAUCUS) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 24. Mr. DAYTON submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 25. Mr. DAYTON submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 26. Mr. LOTT submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 27. Mr. REED (for himself, Ms. COLLINS, Mr. DAYTON, Mr. JEFFORDS, Mr. DEWINE, Mr. KENNEDY, Mr. SARBANES, Ms. CANTWELL, Ms. STABENOW, Mrs. CLINTON, Mr. DODD, Mr. KERRY, Mr. LEVIN, Mr. CORZINE, Mr. LEAHY, Mr. DURBIN, and Ms. SNOWE) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 28. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 29. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 30. Mrs. MURRAY (for herself, Mrs. HUTCHISON, Mr. BYRD, Ms. SNOWE, Mr. HOLLINGS, Mr. CHAFEE, Mr. BIDEN, Mr. SPECTER, Mr. LEAHY, Mr. CARPER, Mr. LAUTENBERG, Mr. CORZINE, Mr. KERRY, Mr. ROCKEFELLER, Mr. DODD, Mrs. CLINTON, Mr. REID, Mr. JEFFORDS, Ms. COLLINS, and Mr. DURBIN) proposed an amendment to the joint resolution H.J. Res. 2, supra.

SA 31. Mr. SCHUMER submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra.

SA 32. Mr. HARKIN (for himself, Mrs. FEINSTEIN, Mr. LEAHY, Mr. BIDEN, Mr. KOHL, Mr. JOHNSON, Mr. NELSON, of Florida, Mr. ROCKEFELLER, Mr. AKAKA, Mr. JEFFORDS, Mrs. MURRAY, and Mr. LAUTENBERG) proposed an amendment to the joint resolution H.J. Res. 2, supra.

SA 33. Mr. CRAIG (for himself, Mr. DORGAN, Mr. CRAPO, Mrs. MURRAY, Mr. JOHNSON, Mr. CONRAD, and Mr. ALLARD) submitted an amendment intended to be proposed by him

to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

SA 34. Mr. CRAIG (for himself, Mr. BURNS, Mrs. MURRAY, Mr. SMITH, Mr. CRAPO, Mr. BAUCUS, Ms. CANTWELL, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4. Mr. LUGAR submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. Of the amount appropriated by this title for Atomic Energy Defense Activities for Defense Nuclear Nonproliferation, \$8,000,000 shall be available to the Secretary of Energy to carry out a program to encourage graduate students in the United States, and in the Russian Federation, to pursue careers in areas relating to nonproliferation.

SA 5. Mrs. CLINTON submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. HEALTH EXAMINATIONS OF EMERGENCY SERVICES PERSONNEL.

From amounts previously appropriated in chapter 13 of title I of Public Law 107-206 (116 Stat. 894) to the Federal Emergency Management Agency to respond to the September 11, 2001, terrorist attacks on the United States, not less than \$90,000,000 shall be made available, until expended, for baseline and follow-up screening and clinical examinations and long-term health monitoring and analysis for emergency services personnel and rescue and recovery personnel, of which not less than \$25,000,000 shall be made available for such services for current and retired firefighters.

SA 6. Mr. COLEMAN (for himself and Mr. DAYTON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 928, line 24, strike "\$3,000,000" and insert in lieu thereof "\$10,000,000".

SA 7. Mr. GRAHAM of Florida (for himself, Mr. NELSON of Florida, and Mr. VOINOVICH) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place insert:

Notwithstanding any other provision of law, the Corps of Engineers, using funds made available by this Act and funds made available under any Act enacted before the

date of enactment of this Act for modifications authorized by section 104 of the Everglades National Park Protection and Expansion Act of 1989 (16 U.S.C. 410r-8), shall immediately carry out alternative 6D (including paying 100 percent of the cost of acquiring land or an interest in land) for the purpose of providing a flood protection system for the 8.5 square mile area described in the report entitled "Central and South Florida Project, Modified Water Deliveries to Everglades National Park, Florida, 8.5 Square Mile Area, General Reevaluation Report and Final Supplemental Environmental Impact Statement" and dated July 2000.

SA 8. Mr. BYRD (for himself and Mr. ROCKEFELLER) proposed an amendment to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

At the appropriate place in the joint resolution insert the following:

DIVISION —HOMELAND SECURITY
SUPPLEMENTAL APPROPRIATIONS

That, in addition to the funds provided elsewhere in this joint resolution, the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2003, and for other purposes, namely:

CHAPTER 1
DEPARTMENT OF JUSTICE
GENERAL ADMINISTRATION
SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$363,000,000, to remain available until expended, only for the Entry Exit System, to be managed by the Justice Management Division: *Provided*, That none of the funds appropriated in this Act, or in Public Law 107-117, for the Immigration and Naturalization Service's Entry Exit System may be obligated until the INS submits a plan for expenditure that: (1) meets the capital planning and investment control review requirements established by the Office of Management and Budget, including OMB Circular A-11, part 3; (2) complies with the acquisition rules, requirements, guidelines, and systems acquisition management practices of the Federal Government; (3) is reviewed by the General Accounting Office; and (4) has been approved by the Committees on Appropriations: *Provided further*, That funds provided under this heading shall only be available for obligation and expenditure in accordance with the procedures applicable to reprogramming notifications set forth in section 605 of Public Law 107-77.

IMMIGRATION AND NATURALIZATION SERVICE
SALARIES AND EXPENSES
ENFORCEMENT AND BORDER AFFAIRS

For an additional amount for "Salaries and Expenses, Enforcement and Border Affairs", \$77,000,000, to remain available until expended, of which \$25,000,000 shall be only for apprehending absconders, of which \$25,000,000 shall be for fleet management, and of which \$6,250,000 shall be only for pay upgrades for Border Patrol agents and Immigration Inspectors.

CONSTRUCTION

For an additional amount for "Construction", \$100,000,000, to remain available until expended.

OFFICE OF JUSTICE PROGRAMS
COMMUNITY ORIENTED POLICING SERVICES

For an additional amount for the Community Oriented Policing Services, Interoperable Communications Technology Program in consultation with the Office of Science

and Technology within the National Institute of Justice, and the Bureau of Justice Assistance, for emergency expenses for activities related to combating terrorism by providing grants to States and localities to improve communications within, and among, law enforcement and other first responder agencies, \$100,000,000, to remain available until expended.

CHAPTER 2
DEPARTMENT OF ENERGY
ATOMIC ENERGY DEFENSE ACTIVITIES
NATIONAL NUCLEAR SECURITY
ADMINISTRATION
WEAPONS ACTIVITIES

For an additional amount for "Weapons Activities" for emergency expenses, \$150,000,000: *Provided*, That \$25,000,000 of the funds provided shall be available for secure transportation asset activities: *Provided further*, That \$35,000,000 shall be available for construction and renovation activities at the National Center for Combating Terrorism: *Provided further*, That \$90,000,000 of the funds provided shall be available to meet increased safeguard and security needs throughout the nuclear weapons complex, including at least \$25,000,000 for cyber security.

ENVIRONMENTAL AND OTHER DEFENSE
ACTIVITIES
OTHER DEFENSE ACTIVITIES

For an additional amount for "Other Defense Activities" for emergency expenses needed to conduct critical infrastructure assessments at critical energy supply facilities nationwide, \$50,000,000, to remain available until expended: *Provided*, That \$25,000,000 of the funds made available shall be provided to the National Infrastructure Simulation and Analysis Center: *Provided further*, That \$25,000,000 of the funds made available shall be provided to the National Energy Technology Laboratory.

CHAPTER 3
DEPARTMENT OF HEALTH AND HUMAN
SERVICES
OFFICE OF THE SECRETARY
PUBLIC HEALTH AND SOCIAL SERVICES
EMERGENCY FUND

For additional amounts for grants to state and local health departments to support activities related to immunizing first responders against smallpox, \$850,000,000: *Provided*, That this amount is transferred to the Centers for Disease Control and Prevention.

CHAPTER 4
DEPARTMENT OF TRANSPORTATION
TRANSPORTATION SECURITY ADMINISTRATION
SALARIES AND EXPENSES

For additional amounts for necessary expenses of the Transportation Security Administration related to transportation security services pursuant to Public Law 107-71, \$1,120,000,000, to remain available until September 30, 2004, of which not less than \$500,000,000 shall be available for port security grants for the purpose of implementing the provisions of the Maritime Transportation Security Act, not less than \$200,000,000 shall be available for the costs associated with the modification of airports to comply with the provisions of the Aviation and Transportation Security Act, and not less than \$120,000,000 shall be available for Operation Safe Commerce.

CHAPTER 5
DEPARTMENT OF THE TREASURY
UNITED STATES CUSTOMS SERVICE
SALARIES AND EXPENSES

For additional amount for "Salaries and Expenses", \$89,600,000, to remain available until expended; of the total, not to exceed

\$47,000,000 shall be available for the Container Security Initiative; not to exceed \$15,000,000 shall be available for pay parity; and not to exceed \$27,600,000 shall be available for northern and southern border port-of-entry infrastructure.

CHAPTER 6
INDEPENDENT AGENCIES
FEDERAL EMERGENCY MANAGEMENT AGENCY
EMERGENCY MANAGEMENT PLANNING AND
ASSISTANCE

For an additional amount for "Emergency management planning and assistance" for emergency expenses to respond to the September 11, 2001, terrorist attacks on the United States, \$100,000,000.

This division may be cited as the "Homeland Security Supplemental Appropriations Division", of this joint resolution.

SA 9. Mr. KERRY (for himself Mr. KENNEDY, Mr. SCHUMER, and Mrs. CLINTON) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 213 and insert the following: SEC. 213. The Department of Housing and Urban Development shall not be responsible for any monetary liabilities incurred by the implementation of section 9(n)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437g(n)(1)) between the date of enactment of that section and the final disposition and judgement, including any appeals, of *Auburn Housing Authority vs. Martinez*, 277 F.3d 138 (2d Cir. 2002).

SA 10. Mr. NELSON of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

(a) The Administrator of General Services shall accept all right, title and interest in the property described in subsection (b), if written offer therefore (accompanied by such proof of title, property descriptions and other information as the Administration may require) is received by the Administrator from the owner of such property within 12 months after the date of the enactment of this Act.

(b) The property described in this subsection is the property located at 5401 NW Broken Sound Boulevard, Boca Raton, Florida and all improvements thereon.

(c) The United States shall pay an amount that does not exceed \$1 in consideration of any right, title, or interest received by the United States under this section.

SA 11. Mr. NELSON of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

"Of the funds appropriated for the Centers for Disease Control, not less than \$300,000 shall be made available to assist Citizens Against Toxic Exposure (CATE) in Pensacola, Florida, in locating and screening individuals for health problems associated with

local toxic pollution, and in assisting those who have been exposed to these environmental toxins.”

And, at the appropriate place, insert the following:

“Of the funds appropriated for the Health Care Financing Administration, not less than \$850,000 shall be made available to the University of West Florida for the P.E.R.C.H. (Partnership for Environmental and Community Health) research project.”

SA 12. Mr. NELSON of Florida submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

“Of the funds appropriated for the Environmental Protection Agency, not less than \$850,000 shall be made available to the University of West Florida for the P.E.R.C.H. (Partnership for Environmental and Community Health) research project.”

SA 13. Mr. KENNEDY (for himself, Mr. DASCHLE, Mr. DODD, Mr. REED, Mr. BINGAMAN, Mrs. MURRAY, Mrs. CLINTON, Ms. MIKULSKI, Mr. JEFFORDS, Mr. SCHUMER, Mr. LAUTENBERG, Mr. SARBANES, Mr. JOHNSON, and Mr. KOHL) proposed to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

At the appropriate place in division G, insert the following:

TITLE —EDUCATION TO SECURE TOMORROW

SEC. __. SHORT TITLE.

This title may be cited as the “Trust in Education to Secure Tomorrow (TEST) for America’s Future”.

SEC. __. DECLARATION OF PURPOSE AND POLICY; FINDINGS.

(a) DECLARATION OF PURPOSE AND POLICY.—Congress declares the following:

(1) The security of the Nation requires the fullest development of the mental resources and technical skills of its young men and women. The present national security emergency demands that additional and more adequate educational opportunities be made available. The defense of this Nation depends upon the mastery of modern techniques developed from complex scientific principles. It depends as well upon the discovery and development of new principles, new techniques, and new knowledge.

(2) We must increase our efforts to identify and educate more of the talent of our Nation. This requires programs that will correct as rapidly as possible the existing imbalances in our educational system and will give assurance that no student of ability will be denied an opportunity for higher education because of financial need.

(3) Congress reaffirms the principle and declares that the States and local communities have and must retain control over and primary responsibility for public education. The national interest requires, however, that the Federal Government give assistance to education for programs which are important to our defense.

(4) To meet the present emergency requires additional effort at all levels of government. It is therefore the purpose of this division to provide substantial assistance in various forms to individuals, and to States and their subdivisions, in order to insure trained manpower of sufficient quality and quantity to

meet the national defense needs of the United States.

(b) FINDINGS.—Congress finds the following:

(1) In fiscal year 2002, the No Child Left Behind Act of 2001 (Public Law 107–110) was funded at \$22,195,000,000. The Budget of the United States Government for Fiscal Year 2003, as submitted to Congress, proposes to fund the No Child Left Behind Act of 2001 (Public Law 107–110) at \$22,105,000,000.

(2) The size of the maximum Federal Pell Grant is authorized to be \$5,800, but because of insufficient funding, in fiscal year 2002, the maximum Federal Pell Grant was only \$4,000.

(3) State budget deficits are having a pronounced effect on State education funding and public college and university tuition.

(4) In fiscal year 1946, the share of the Federal budget dedicated to education was 10.4 percent. In fiscal year 2002, the share of the Federal budget dedicated to education was 2.5 percent. On March 23, 1994, the United States Senate unanimously resolved to increase to 10 percent by 2004 the share of the Federal budget dedicated to education.

SEC. __. MEET THE PROMISE OF THE NO CHILD LEFT BEHIND ACT.

In addition to any amounts otherwise appropriated under this Act for part A of title I of the Elementary and Secondary Education Act of 1965, the following sums are appropriated, out of any money in the Treasury not otherwise appropriated for the fiscal year ending September 30, 2003, \$4,650,000,000 for carrying out such part, to remain available through September 30, 2004: *Provided*, That \$2,325,000,000 of the amount of funding appropriated under this section for part A of title I of the Elementary and Secondary Education Act of 1965 shall be distributed according to section 1125 of such Act: *Provided further*, That \$2,325,000,000 of the amount of funding appropriated under this section for part A of title I of the Elementary and Secondary Education Act of 1965 shall be distributed according to section 1125A of such Act.

SEC. __. HELP FOR FAMILIES PAYING FOR COLLEGE.

(a) ADDITIONAL APPROPRIATIONS.—The following sums are appropriated, out of any money in the Treasury not otherwise appropriated for the fiscal year ending September 30, 2003, for an additional amount for “Student Financial Assistance” for carrying out subpart 1 of part A of title IV of the Higher Education Act of 1965, \$1,350,000,000 to remain available through September 30, 2004.

(b) MAXIMUM PELL GRANT.—Notwithstanding any other provision of this Act, the maximum Pell Grant for which a student shall be eligible during award year 2003–2004 shall be \$4,500.

SEC. __. RESTORATION OF FUNDING FOR EDUCATION.

Section 601 of Division N shall not apply with respect to programs funded under title III of Division G.

SA 14. Mr. GRAHAM of Florida (for himself and Mr. NELSON of Florida) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

“Of the funds made available under the heading ‘OPERATION AND MAINTENANCE, GENERAL’ for the Apalachicola, Chattahoochee, and Flint Rivers, \$3,000,000 shall be transferred to, and merged with, funds made

available for the Upper Mississippi River System Environmental Management Program.”

SA 15. Mr. GRAHAM of Florida (for himself and Mr. NELSON of Florida) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place insert the following:

“On the funds appropriated for the National Oceanic and Atmospheric Administration, not less than \$7,500,000 shall be made available to the State University System of Florida for the Hurricane Mitigation Alliance.”

At the appropriate place insert the following:

“Of the funds appropriated for the National Oceanic and Atmospheric Administration, not less than \$250,000 shall be made available to New College in Florida for the Sarasota/Manatee Regional Data Sharing Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the Telecommunications and Information Applications Program, not less than \$400,000 shall be made available to Florida Agricultural and Manufacturing University for the WANM Interconnection Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the Technology Innovation Program, not less than \$2,500,000 shall be made available to the University of South Florida for the Wireless and Microwave Broadband High Power Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the Office of Juvenile Justice and Delinquency Prevention, not less than \$500,000 shall be made available to Florida Gulf Coast University for the Delinquency Prevention and Reduction Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the National Oceanographic and Atmospheric Administration, not less than \$215,000 shall be made available to New College in Florida for Aquarium and Marine Science Education Outreach.”

At the appropriate place insert the following:

“Of the funds appropriated for the Department of Commerce Office of Technology Innovation, not less than \$3,700,000 shall be made available to the University of West Florida for the Business Technology Development Infrastructure Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the Department of Energy Office of Science, not less than \$5,000,000 shall be made available to Florida International University for the Center for Hemispheric Energy Cooperation and Technology.”

At the appropriate place insert the following:

“Of the funds appropriated for the Department of Energy Office of Science, not less than \$4,000,000 shall be made available to the University of Florida for the Orthopedic Science and Engineering Project.”

At the appropriate place insert the following:

“Of the funds appropriated for the Transportation Security Administration, not less

than \$6,000,000 shall be made available to the State University System of Florida for the Intermodal Transportation Safety and Security Initiative.”;

At the appropriate place insert the following:

“Of the funds appropriated for Transit Planning and Research, not less than \$2,000,000 shall be made available to the University of South Florida for the National Bus Rapid Transit Institute.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Transportation Security Administration, not less than \$3,000,000 shall be made available to the University of Central Florida for the Center for Advanced Human Factors in Transportation Security.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Environmental Protection Agency Office of Science and Technology, not less than \$2,000,000 shall be made available to Florida Atlantic University for the Biodiversity and Ecosystems Survey Project.”;

At the appropriate place insert the following:

“Of the funds appropriated for Environmental Programs and Management, not less than \$3,000,000 shall be made available to Florida International University for the National Center for Brownfields Remediation.”;

At the appropriate place insert the following:

“Of the funds appropriated for Environmental Programs and Management, not less than \$3,000,000 shall be made available to the University of West Florida for the Partnership for Environmental Research.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Administration on Aging, not less than \$6,300,000 shall be made available to the State University System of Florida for the Preparing for an Aging Society project.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Department of Education Office of Education Research and Improvement, not less than \$4,000,000 shall be made available to the State University System of Florida for the Community Based Learning Hubs project.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Health Resources and Services Administration, not less than \$1,500,000 shall be available to the University of Florida for the Telemedicine and Community Health Centers project.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Fund for the Improvement of Education, not less than \$6,000,000 shall be available to the State University System of Florida for the Reading/Math/Science Initiative.”;

At the appropriate place insert the following:

“Of the funds appropriated for the Fund for the Improvement of Post-Secondary Education, not less than \$5,000,000 shall be available to University of South Florida for the Globalization Research Network.”

SA 16. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 80, line 22, strike “\$99,696,000” and all that follows through “*Provided, That*”

and insert the following: “\$461,696,000, of which not to exceed \$3,137,000 is for the Facilities Program 2000, to remain available until expended: *Provided*, That of the amount appropriated under this heading \$362,000,000 shall be available only for the Entry Exit System, to be managed by the Justice Management Division: *Provided further*, That none of the funds appropriated in this Act, or in Public Law 107-117, for the Immigration and Naturalization Service's Entry Exit System may be obligated until the INS submits a plan for expenditure that: (1) meets the capital planning and investment control review requirements established by the Office of Management and Budget, including OMB Circular A-11, part 3; (2) complies with the acquisition rules, requirements, guidelines, and systems acquisition management practices of the Federal Government; (3) is reviewed by the General Accounting Office; and (4) has been approved by the Committees on Appropriations: *Provided further*, That funds provided under this heading shall only be available for obligation and expenditure in accordance with the procedures applicable to reprogramming notifications set forth in section 605 of Public Law 107-77: *Provided further, That*”.

SA 17. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place insert the following new section:

SEC. ____ Notwithstanding any other provision of law, none of the funds provided for in this Act shall be obligated or expended to privatize all, or any part, of the air traffic control system as defined in section 40102(42) of title 49, United States Code.

SA 18. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 741, strike lines 5 through 9 and insert “\$1,200,000,000, to remain available until expended.”.

SA 19. Mr. GREGG proposed an amendment to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

At the appropriate place add the following:

“SEC. . FUNDING FOR INNOVATIVE PROGRAMS

In addition to any amounts otherwise appropriated under this Act for part A of title I of the Elementary and Secondary Education Act of 1965, the following sums are appropriated, out of any money in the Treasury not otherwise appropriated for the fiscal year ending September 30, 2003, \$5,000,000,000 for carrying out such part, to remain available through September 30, 2004; *Provided*, that notwithstanding any other provision of this Act, any amounts appropriated for programs or activities under title III of Division G that are in excess of \$54,195,685,000 shall be distributed to States and local educational agencies in accordance with sections 5111 and 5112 of the Elementary and Secondary Education Act of 1965 to be used by such States and local educational agencies to carry out any activity authorized under the Elementary and Secondary Education Act of 1965, the Individuals with Disabilities in Edu-

cation Act, or the Higher Education Act of 1965, to remain available through September 30, 2004: *Provided further*, that the percentage amount of any across-the-board rescission provided for under section 601 of Division N of this Act shall be increased by the percentage amount necessary to rescind an amount of funds equal to the total amounts appropriated in excess of \$54,195,685,000 for title III of Division G.

SA 20. Ms. SNOWE submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

In the matter under the heading “RURAL EMPOWERMENT ZONES AND ENTERPRISE COMMUNITIES GRANTS” under the heading “RURAL BUSINESS-COOPERATIVE SERVICE” in title III—

(1) strike “\$14,967,000” and insert “\$32,967,000”; and

(2) insert before the period at the end the following: “, of which \$19,978,000 shall be used to make grants to rural empowerment zones designated in the second round of designations and of which \$8,000,000 shall be used to make grants to rural empowerment zones designated in the third round of designations: *Provided*, That the Secretary of Agriculture shall use \$18,000,000 of funds of the Commodity Credit Corporation to make the grants to rural empowerment zones required under this heading”.

SA 21. Ms. SNOWE submitted an amendment intended to be proposed by her to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

In the matter under the heading “RURAL EMPOWERMENT ZONES AND ENTERPRISE COMMUNITIES GRANTS” under the heading “RURAL BUSINESS-COOPERATIVE SERVICE” in title III—

(1) strike “\$14,967,000” and insert “\$16,167,000”; and

(2) insert before the period at the end the following: “, of which \$1,200,000 shall be used to make a grant to the Aroostook County Empowerment Zone: *Provided*, That the Secretary of Agriculture shall use \$1,200,000 of funds of the Commodity Credit Corporation to make the grant”.

SA 22. Mr. MCCAIN submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

Beginning with line 12 on page 138, strike through line 14 on page 141.

SA 23. Mr. GRASSLEY (for himself and Mr. BAUCUS) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 820, strike lines 3 through 13.

SA 24. Mr. DAYTON submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2,

making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . MANDATORY FUNDING OF IDEA.

Section 611(j) of the Individuals with Disabilities Education Act (29 U.S.C. 1411(j)) is amended to read as follows:

“(j) MANDATORY FUNDING.—

“(1) IN GENERAL.—For the purpose of carrying out this part, other than section 619, there are authorized to be appropriated, and there are appropriated, such sums as may be necessary for fiscal year 2004 and each subsequent fiscal year to fully fund 40 percent of the average per pupil expenditure for programs under this part, other than section 619.

“(2) FORWARD FUNDING.—Funds appropriated for a fiscal year shall become available for obligation on July 1 of that fiscal year and remain available until September 30 of the following fiscal year.”.

SA 25. Mr. DAYTON submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC ____ . CONTRACTS WITH CORPORATE EXPATRIATES.

(a) **SHORT TITLE.**—This section may be cited as the “Senator Paul Wellstone Corporate Patriotism Act of 2003”.

(b) **LIMITATION ON WAIVERS.**—Section 835 of the Homeland Security Act of 2002 (Public Law 107-296) is amended by striking subsection (d) and inserting the following:

“(d) WAIVERS.—The President may waive subsection (a) with respect to any specific contract if the President certifies to Congress that the waiver is essential to the national security.”.

(c) **EXPANDED COVERAGE OF ENTITIES.**—Section 835(a) of such Act is amended by inserting “nor any directly or indirectly held subsidiary of such entity” after “subsection (b)”.

SA 26. Mr. LOTT submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place add the following:

Section 145(c) of P.L. 107-71 is amended by striking the number (18) and inserting the number (36).

SA 27. Mr. REED (for himself Mr. COLLINS, Mr. DAYTON, Mr. JEFFORDS, Mr. DEWINE, Mr. KENNEDY, Mr. SARBANES, Ms. CANTWELL, Ms. STABENOW, Mrs. CLINTON, Mr. DODD, Mr. KERRY, Mr. LEVIN, Mr. CORZINE, Mr. LEAHY, Mr. DURBIN, and Ms. SNOWE) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the end of the general provisions relating to the Department of Health and Human Services, add the following:

SEC. ____ . The Supplemental Appropriations Act, 2001 (Public Law 107-020) is amended, in the matter under the heading “LOW INCOME HOME ENERGY ASSISTANCE” under the heading “ADMINISTRATION FOR CHILDREN AND FAMILIES” under the heading “DEPARTMENT OF HEALTH AND HUMAN SERVICES”, in chapter 7 of title II, by striking “amount for” and all that follows, and inserting the following: “amount for making payments under title XXVI of the Omnibus Budget Reconciliation Act of 1981, \$300,000,000”.

SA 28. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

Section XXX. Section 511(g)(2)(A) of the Omnibus Parks and Public Lands Management Act of 1996 (16 U.S.C. 410ddd(g)(2)(A)) is amended by striking “\$2,000,000” and inserting “\$5,000,000”.

SA 29. Mr. KENNEDY submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

Section XXX. Notwithstanding any other provision of law, the Secretary of the Army is directed to use \$400,000 of the funds appropriated in Public Law 107-66 for projects carried out pursuant to 33 U.S.C. 2330 to reimburse the non-Federal interest for work undertaken by the non-Federal interest on the Lawrence Gateway Project, Massachusetts.

SA 30. Mrs. MURRAY (for herself, Mrs. HUTCHISON, Mr. BYRD, Ms. SNOWE, Mr. HOLLINGS, Mr. CHAFEE, Mr. BIDEN, Mr. SPECTER, Mr. LEAHY, Mr. CARPER, Mr. LAUTENBERG, Mr. CORZINE, Mr. KERRY, Mr. ROCKEFELLER, Mr. DODD, Mrs. CLINTON, Mr. REID, Mr. JEFFORDS, Ms. COLLINS, and Mr. DURBIN) proposed an amendment to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

On page 741, strike lines 3 through 9, and insert:

For necessary expenses of operating costs and capital improvements of the National Railroad Passenger Corporation as authorized by 49 U.S.C. 24104(a), \$1,200,000,000, to remain available until expended, of which \$550,000,000 shall be for operating expenses, \$369,000,000 shall be for capital expenses along the Northeast Corridor Mainline, and \$281,000,000 shall be for capital expenses along the remainder of the Corporation's national rail network.

SA 31. Mr. SCHUMER submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

On page 723, strike lines 16 through 23, and insert the following:

“\$72,000,000, to remain available until expended, of which \$3,500,000 shall be derived

from the Oil Spill Liability Trust Fund: *Provided*, That there may be credited to and used for the purposes of this appropriation funds received from State and local governments, other public authorities, private sources, and foreign countries, for expenses incurred for research, development, testing, and evaluation: *Provided further*, That, of the total amount appropriated under this paragraph, \$50,000,000 shall be available for the Secretary of Homeland Security to award grants to national laboratories, private non-profit organizations, institutions of higher education, and other entities for the support of research and development of technologies that can be used to secure the ports of the United States: *Provided further*, That, the proceeds of grants made under the preceding proviso may be used to develop technologies such as equipment that accurately detects explosives or chemical and biological agents that could be used to commit terrorist acts in the United States, equipment that accurately detects nuclear materials (including scintillation-based detection equipment capable of attachment to spreaders to signal the presence of nuclear materials during the unloading of containers), improved tags and seals designed for use on shipping containers to track the transportation of the merchandise in such containers (including “smart sensors” that are able to track a container throughout its entire supply chain, detect hazardous and radioactive materials within that container, and transmit such information to the appropriate authorities at a remote location), and tools to mitigate the consequences of a terrorist act at a port of the United States (including a network of sensors to predict the dispersion of radiological, chemical, or biological agents that might be intentionally or accidentally released): *Provided further*, That the proceeds of grants made under such preceding proviso may also be used to develop pilot projects that could be implemented within 12 months at the Port of New York and New Jersey, the port of Los Angeles and Long Beach, California, and the port of Virginia to demonstrate the effectiveness of a system of radiation detection monitors located throughout the port to detect nuclear or radiological material: *Provided further*, That each entity desiring a grant under such preceding proviso shall submit an application to the Secretary of Homeland Security at such time, in such manner, and accompanied by such information as the Secretary may reasonably require.”.

SA 32. Mr. HARKIN (for himself, Mrs. FEINSTEIN, Mr. LEAHY, Mr. BIDEN, Mr. KOHL, Mr. JOHNSON, Mr. NELSON of Florida, Mr. ROCKEFELLER, Mr. AKAKA, Mr. JEFFORDS, Mrs. MURRAY, and Mr. LAUTENBERG) proposed an amendment to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; as follows:

On page 101, line 1, strike “\$134,700,000” and insert “\$634,700,000”.

SA 33. Mr. CRAIG (for himself, Mr. DORGAN, Mr. CRAPO, Mrs. MURRAY, Mr. JOHNSON, Mr. CONRAD, and Mr. ALLARD) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in Division A, insert the following:

SEC. ____ . MARKETING ASSISTANCE LOANS AND LOAN DEFICIENCY PAYMENTS FOR OTHER OILSEEDS, DRY PEAS, LENTILS, AND SMALL CHICKPEAS.

(a) **DEFINITION OF OTHER OILSEED.**—Section 1001(9) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7901(9)) is amended by inserting "crambe, sesame seed," after "mustard seed,".

(b) **LOAN RATES FOR NONRECOURSE MARKETING ASSISTANCE LOANS.**—Section 1202 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7932) is amended—

(1) in subsection (a), by striking paragraph (10) and inserting the following:

"(10) In the case of other oilseeds, \$.0960 per pound for each of the following kinds of oilseeds:

"(A) Sunflower seed.

"(B) Rapeseed.

"(C) Canola.

"(D) Safflower.

"(E) Flaxseed.

"(F) Mustard seed.

"(G) Crambe.

"(H) Sesame seed.

"(I) Other oilseeds designated by the Secretary.";

(2) in subsection (b), by striking paragraph (10) and inserting the following:

"(10) In the case of other oilseeds, \$.0930 per pound for each of the following kinds of oilseeds:

"(A) Sunflower seed.

"(B) Rapeseed.

"(C) Canola.

"(D) Safflower.

"(E) Flaxseed.

"(F) Mustard seed.

"(G) Crambe.

"(H) Sesame seed.

"(I) Other oilseeds designated by the Secretary.";

(3) by adding at the end the following:

"(c) **SINGLE COUNTY LOAN RATE FOR OTHER OILSEEDS.**—The Secretary shall establish a single loan rate in each county for each kind of other oilseeds described in subsections (a)(10) and (b)(10).

"(d) **QUALITY GRADES FOR DRY PEAS, LENTILS, AND SMALL CHICKPEAS.**—The loan rate for dry peas, lentils, and small chickpeas shall be based on—

"(1) in the case of dry peas, United States feed peas;

"(2) in the case of lentils, United States number 3 lentils; and

"(3) in the case of small chickpeas, United States number 3 small chickpeas that drop below a 20/64 screen.".

(c) **REPAYMENT OF LOANS.**—Section 1204 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7934) is amended—

(1) in subsection (a), by striking "and extra long staple cotton" and inserting "extra long staple cotton, and confectionery and each other kind of sunflower seed (other than oil sunflower seed)";

(2) by redesignating subsection (f) as subsection (h); and

(3) by inserting after subsection (e) the following:

"(f) **REPAYMENT RATES FOR CONFECTIONERY AND OTHER KINDS OF SUNFLOWER SEEDS.**—The Secretary shall permit the producers on a farm to repay a marketing assistance loan under section 1201 for confectionery and each other kind of sunflower seed (other than oil sunflower seed) at a rate that is the lesser of—

"(1) the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)); or

"(2) the repayment rate established for oil sunflower seed.

"(g) **QUALITY GRADES FOR DRY PEAS, LENTILS, AND SMALL CHICKPEAS.**—The loan re-

payment rate for dry peas, lentils, and small chickpeas shall be based on the quality grades for the applicable commodity specified in section 1202(d)."

(d) **APPLICABILITY.**—This section and the amendments made by this section apply beginning with the 2003 crop of other oilseeds (as defined in section 1001 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7901)), dry peas, lentils, and small chickpeas.

SA 34. Mr. CRAIG (for himself, Mr. BURNS, Mrs. MURRAY, Mr. SMITH, Mr. CRAPO, Mr. BAUCUS, Ms. CANTWELL, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the joint resolution H.J. Res. 2, making further continuing appropriations for the fiscal year 2003, and for other purposes; which was ordered to lie on the table; as follows:

On page 286, between lines 15 and 16, insert the following:

For the purposes of providing funds to assist in financing the construction, acquisition, and replacement of the transmission system of the Bonneville Power Administration and to implement the authority of the Administrator under the Pacific Northwest Electric Power Planning and Conservation Act (16 U.S.C. 839 et seq.), an additional \$700,000,000 in borrowing authority is made available under the Federal Columbia River Transmission System Act (16 U.S.C. 838 et seq.), to remain outstanding at any time: *Provided*, That the Bonneville Power Administration shall not use more than \$531,000,000 of its permanent borrowing authority in fiscal year 2003.

PRIVILEGE OF THE FLOOR

Mr. KENNEDY. Mr. President, I ask unanimous consent that Britt Jung, a legislative fellow in my office, be granted the privilege of the floor during debate on the omnibus bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

NOTICE—REGISTRATION OF MASS MAILINGS

The filing date for 2002 fourth quarter mass mailings is Monday, January 27, 2003. If your office did no mass mailings during this period, please submit a form that states "none."

Mass mailing registrations, or negative reports, should be submitted to the Senate Office of Public Records, 232 Hart Building, Washington, DC 20510-7116.

The Public Records office will be open from 9 a.m. to 5:30 p.m. on the filing date to accept these filings. For further information, please contact the Public Records office at (202) 224-0322.

ORDERS FOR FRIDAY, JANUARY 17, 2003

Mr. STEVENS. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Friday, January 17. I further ask that following the prayer and pledge, the morning hour be deemed to have expired, the Journal of proceedings be ap-

proved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then resume consideration of H.J. Res. 2, as under the order.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. STEVENS. Mr. President, tomorrow morning the Senate will resume consideration of this appropriations bill. At 9:30, there will be two consecutive votes on the pending amendments. The first is in relation to the Harkin amendment on Byrne grants, and the second is in relation to the Schumer amendment regarding port security.

Senators should be advised that additional amendments and, therefore, additional votes are expected during tomorrow's session. The Senate will remain in session and a late night is contemplated in order to make substantial progress. If the Senate is unable to finish the bill during tomorrow's session, the Members may expect to return on Tuesday and remain in session until the bill is completed.

APPOINTMENTS

The PRESIDING OFFICER. The Chair, on behalf of the majority leader, after consultation with the chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, announces the appointment of the Senator from Arizona (Mr. KYL) to serve as a member of the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community.

The Chair, on behalf of the Democratic leader, after consultation with the vice chairman of the Select Committee on Intelligence, and pursuant to provisions of Public Law 107-306, announces the appointment of the following individuals to serve as members of the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: The Senator from Florida (Mr. GRAHAM); Dr. Paul G. Kaminski of Virginia.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. STEVENS. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 9:58 p.m., adjourned until Friday, January 17, 2003, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate January 16, 2003:

UNITED STATES SENTENCING COMMISSION

MICHAEL E. HOROWITZ, OF MARYLAND, TO BE A MEMBER OF THE UNITED STATES SENTENCING COMMISSION